

LISA N. WALLY (California State Bar No. 138313)
SBC WEST LEGAL DEPARTMENT
140 New Montgomery Street, 11th Floor
San Francisco, California 94105
Telephone: (415) 542-2072
Facsimile: (415) 543-6799
E-mail: lisa.wally@sbc.com

Attorneys for Defendants and Cross-Defendants
PACIFIC BELL TELEPHONE COMPANY and
SBC COMMUNICATIONS INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GARY R. SABALONE,

Plaintiff,

v.

SBC COMMUNICATIONS INC.; PACIFIC
BELL TELEPHONE COMPANY; and
COMMUNICATIONS WORKERS OF
AMERICA AFL-CIO, District 9, a Labor
Organization,

Defendants.

COMMUNICATIONS WORKERS OF
AMERICA, AFL-CIO,

Cross-Complainant,

v.

SBC COMMUNICATIONS INC.; PACIFIC
BELL TELEPHONE COMPANY,

Cross-Defendants.

Case No. C 05-00236 PJH

**STIPULATION OF DISMISSAL OF
DEFENDANT AND CROSS-
DEFENDANT SBC
COMMUNICATIONS INC. AND ORDER**

[Federal Rules of Civil Procedure,
Rule 41(a)(1)]

1 IT IS HEREBY STIPULATED by and between the parties to this action through their
2 designated counsel that Defendant and Cross-Defendant SBC COMMUNICATIONS INC. be
3 and hereby is dismissed from this entire action (Complaint and Cross-Complaint), without
4 prejudice, pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1).

5 Plaintiff GARY R. SABALONE and Defendant and Cross-Complainant
6 COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO may later reinstate SBC
7 COMMUNICATIONS INC. as a defendant and/or cross-defendant in this action should
8 discovery in this action reveal sufficient facts to hold SBC COMMUNICATIONS INC. liable on
9 some integrated enterprise or joint employer basis.

10
11 LAW OFFICES OF SUSAN SHER

12 Dated: June 15, 2005

/s/Susan Sher

SUSAN SHER
Attorney for Plaintiff
GARY R. SABALONE

15 WEINBERG, ROGER & ROSENFELD

16 Dated: June 15, 2005

/s/David A. Rosenfeld

DAVID A. ROSENFELD
Attorney for Defendant and Cross-Complainant
COMMUNICATIONS WORKERS OF AMERICA

19 SBC WEST LEGAL DEPARTMENT

20 Dated: June 15, 2005

/s/Lisa N. Wally

LISA N. WALLY
Attorney for Defendants and Cross-Defendants
PACIFIC BELL TELEPHONE COMPANY and
SBC COMMUNICATIONS INC.

